

The Commonwealth of Massachusetts

DEPARTMENT OF
TELECOMMUNICATIONS AND ENERGY

LEGAL NOTICE

D.T.E. 99-76

Petition of Boston Gas Company, Colonial Gas Company, Essex Gas Company, pursuant to G.L. c. 164, §§ 76 and 94A, for Approval by the Department of Telecommunications and Energy of a Gas Resource Portfolio Management Contract.

On July 30, 1999, Boston Gas Company, Colonial Gas Company and Essex Gas Company (collectively "Companies") provided a copy of their Request for Proposals ("RFP") for a gas resource manager to the Department of Telecommunications and Energy ("Department"). As indicated in the RFP, the Companies have solicited bids from potential portfolio managers on the provision of two services: (1) the management of certain upstream interstate gas supply, transportation and underground storage assets; and (2) the provision of the city-gate gas supply requirements of the Companies' sales customers. These services are requested for the period November 1, 1999 through October 31, 2002.

The Companies assert that the length of time between the bid and the effective date will affect the value of the bids submitted by potential portfolio managers. The Companies believe that a review process longer than 30 days would significantly diminish the value attained for the portfolio. Accordingly, the Companies intend to file the gas resource portfolio management contract on September 15, 1999, for approval by October 15, 1999, in order to commence the arrangement on November 1, 1999.

The Department has docketed this matter for investigation as D.T.E. 99-76. A copy of the Companies' RFP is available for inspection during business hours at the Department's offices, 1 South Station, Boston, Massachusetts or from the Companies' attorneys:

Robert J. Keegan, Esq.

Keegan, Werlin & Pabian, LLP.

21 Custom House Street

Boston, Massachusetts 02110-3525

(617) 951-1400

In addition, a copy of the RFP is available on the Department's website, <http://www.magnet.state.ma.us/dpu/gas/99-76/>. Copies of the Companies' Petition, the gas resource portfolio management contract and any supporting materials will also be available from these locations after September 15, 1999. Persons interested in receiving copies of the Companies' September 15, 1999 filing must submit a letter of interest no later than the close of business on September 10, 1999 to Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, 1 South Station, Boston, Massachusetts 02110 with a copy to the Companies' attorneys at the address above. In addition, interested persons may submit with the letter of interest, brief preliminary comments (less than five (5) pages) outlining any issues of concern with regard to the proposed portfolio management arrangement.

The Department will accept written comments on the RFP and the gas resource portfolio management contract until Wednesday, September 22, 1999 at 5:00 p.m. Kindly submit twelve (12) copies of your comments to Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, 1 South Station, Boston, Massachusetts 02110. Receipt by the Department -- not mailing -- constitutes filing and determines whether comments have been timely filed. The Companies shall submit any response to comments to the Department by the close of business on September 29, 1999.

In addition, an electronic copy of all comments must be provided, by one of two means: (a) e-mail attachment to Kimberly.Tran@state.ma.us ((617) 305-3768) using a program compatible with WordPerfect, naming the document file with a .wpd suffix and specifying in the e-mail the identity of the commenter, the case caption, and the docket number; or (b) 3.5" floppy diskette containing a file compatible with WordPerfect 5.0 or higher specifying on the diskette the identity of the commenter, the case caption, and the docket number.

Any person desiring further information regarding this Legal Notice should contact:

A. Quincy Vale, Hearing Officer

Department of Telecommunications and Energy

100 Cambridge Street, Room 1210

Boston, MA 02202

(617) 305-3500

By Order of the Department,

Mary L. Cottrell, Secretary

The Commonwealth of Massachusetts

**DEPARTMENT OF
TELECOMMUNICATIONS AND ENERGY**

ORDER OF NOTICE

D.T.E. 99-76 August 27, 1999

Petition of Boston Gas Company, Colonial Gas Company, Essex Gas Company, pursuant to G.L. c. 164, §§ 76 and 94A, for Approval by the Department of Telecommunications and Energy of a Gas Resource Portfolio Management Contract.

Boston Gas Company, Colonial Gas Company, Essex Gas Company, (collectively "Companies") shall, at least ten (10) days prior to September 14, 1999, give notice of the attached LEGAL NOTICE by publication in the Boston Globe, Boston Herald, [Lowell Sun](#), [Cape Cod Times](#), [Haverhill Gazette](#) and the [Newburyport Daily News](#), and serve a copy of the LEGAL NOTICE on all participants in the Department's generic gas unbundling proceeding, D.T.E. 98-32. The Companies shall make return of service and proof of publication to the Department on or before September 15, 1999, certifying compliance with this Order.

By Order of the Department,

Mary L. Cottrell, Secretary